IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2798 OF 2005

Western Cans P.Ltd. ..Plaintiff

Vs.

Mahel Raj ..Defendant

Ms.S.M.Nayak for the plaintiff

None for the defendant

**CORAM : S.U.KAMDAR, J**
**DATED : 30TH JANUARY, 2006**

P.C.:

. The present suit is filed for the recovery of sum of Rs.29,90,028/- with further interest @ 18% p.a. on the principal amount of Rs.25,52,441/-. The suit is filed on the basis of goods sold and delivered. Invoices and delivery challans are set out in the present suit. Plaintiffs have tendered compilation of documents which includes invoices, delivery challans and dishonoured cheque. Defendants are served. Affidavit of Service dt.16.1.06 is field. The same is taken on record. Inspite of service defendants have not applied for any leave to defend. In that light of the matter, there shall be decree for the sum of Rs.29,90,028/- with further interest @12%

p.a. on the principal amount of Rs.25,52,441/- from the date of the suit till payment and/or realisation. Suit disposed of. Refund of court fee as per rules.